

SECOND AMENDED

N^o 43575

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

APR 21 1981

Date of filing in State Engineer's Office.....

MAY 22 1981

Returned to applicant for correction.....

MAY 27 1981

Corrected application filed.....

MAY 27 1981 under 43574

Map filed.....

The applicant..... HOUSTON INTERNATIONAL MINERALS CORPORATION

1325 South Colorado Blvd., Bldg. ^B of Denver

Street and No. or P.O. Box No.

City or Town

Colorado 80222

State and Zip Code No.

....., hereby make^S application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated in Texas, 1979

1. The source of the proposed appropriation is..... underground
Name of stream, lake or other source.

2. The amount of water applied for is..... 1.1 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for..... mining, milling and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: Within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 28, T.6N., R.29E., M.D.B.&M., at a point from which the NW corner
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, of Section 21, T.6N., R.29E. bears north 22° 40' 0" West, a distance it should be stated. of 8675 feet

6. Place of use within Sections 8, 9, 16 and 17, T.6N., R.29E.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1 and end about Dec. 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... drilled and cased well,
submersible pump, electric motor, distribution system and storage
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.
facilities

9. Estimated cost of works.....\$35,000
10. Estimated time required to construct works.....two years
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....three years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- Water pursuant to this application will be commingled
with other water rights owned by Applicant.

By.....s/Ross E. de Lipkau
Signature, applicant or agent
Ross E. de Lipkau
P. O. Box 2790
Reno, Nevada 89505

Compared ha/ b1.....ja/bt

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The total combined duty of water under this permit and Permits 43357, 43358, 43359, 43574, 43576, 42991, 42992, 42993, 42994, and 42995 shall not exceed 1,100.0 acre-feet annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.1.....cubic feet per second, but not to exceed 1,100.0 acre-feet annually.

Actual construction work shall begin on or before.....N/A

Proof of commencement of work shall be filed before.....N/A

Work must be prosecuted with reasonable diligence and be completed on or before.....July 30, 1984

Proof of completion of work shall be filed before.....August 30, 1984

Application of water to beneficial use shall be made on or before.....July 30, 1987

Proof of the application of water to beneficial use shall be filed on or before.....August 30, 1987

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....AUG 16 1982
Proof of beneficial use filed.....AUG 30 1984
Cultural map filed.....
Certificate No. 12583 Issued DEC 10 1990

IN TESTIMONY WHEREOF, I, PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this.....30th.....day of JULY.....
A.D. 1982.